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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/970,287	10/03/2001	Maria Alexandra Glucksmann	10147-61U1 (MPI2000-47IP1)	9083

7590 04/19/2004

Intellectual Property Group  
 MILLENNIUM PHARMACEUTICALS, INC.  
 75 Sidney Street  
 Cambridge, MA 02139

EXAMINER

LACOURCIERE, KAREN A

ART UNIT	PAPER NUMBER
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1635

DATE MAILED: 04/19/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

041304


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## Commissioner for Patents

The amendment filed on April 1, 2004 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because newly presented claims 31-46 are all directed to methods that fall within Group IV of the Restriction requirement set forth June 24, 2003. Applicant elected Group VII in response to the restriction requirement, which is drawn to methods wherein binding of a compound to a protein is assessed. These methods have a different mode of operation than the methods of Group IV, and the methods of newly presented claims 31-46, which are directed to methods wherein an enzyme activity is assessed. Applicant elected Group VII in the response filed August 25, 2003, with traverse, but only traversed with respect to the restriction between Group VII and Groups VIII and IX. Applicant did not traverse the restriction requirement between elected Group VII and Group IV, to which all the newly presented claims belong.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

  
KAREN A. LACOURCIERE, PH.D.  
PRIMARY EXAMINER